

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

INTERNATIONAL BUSINESS MACHINES CORPORATION,)	
)	
)	
Plaintiff,)	C.A. No. 16-122-LPS
)	
v.)	JURY TRIAL DEMANDED
)	
GROUPON, INC.)	
)	
Defendant.)	

STIPULATION AND [PROPOSED] ORDER TO AMEND SCHEDULING ORDER

Plaintiff International Business Machines Corporation (“IBM”) and Defendant Groupon, Inc. (“Groupon”) jointly stipulate, subject to the approval of the Court, that the schedule set forth in this Court’s Scheduling Order (D.I. 17), as amended July 31, 2017 (D.I. 118), is further amended as follows to permit the parties to accommodate all previously noticed fact depositions within the fact discovery period:

Event	Current Date	Revised Date
Close of fact discovery	September 8, 2017	September 15, 2017
Opening expert reports	September 29, 2017	October 6, 2017
Rebuttal expert reports	October 27, 2017	November 3, 2017
Reply expert reports	November 17, 2017	November 22, 2017

All other deadlines and provisions in the Scheduling Order (D.I. 17) remain unchanged.

POTTER ANDERSON & CORROON LLP ASHBY & GEDES

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Dated: September 6, 2017
5382599/43155

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Attorneys for Defendant Groupon, Inc.

IT IS SO ORDERED, this ____ day of September, 2017.

Leonard P. Stark, Chief Judge